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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

RUSSELL LEBARRON,

                               Plaintiff(s),

      v.

INTERSTATE GROUP, LLC,

                              Defendant(s).

Case No. 2:19-CV-1739 JCM (DJA)

ORDER

Presently before the court is the matter of *LeBarron v. Interstate Group, LLC*, Case No. 2:19-cv-01739-JCM-DJA.

This court originally had federal question jurisdiction over this matter pursuant to 28 U.S.C. § 1331 based on plaintiff Russell LeBarron's ("LeBarron") alleged violations of the Americans with Disabilities Act ("ADA") and Employee Retirement Income Security Act ("ERISA"). Defendant Interstate Group, LLC ("Interstate") subsequently filed a counterclaim for conversion and civil theft under state law (ECF No. 63), over which this court exercised supplemental jurisdiction pursuant to 28 U.S.C. § 1367.

The ADA and ERISA federal claims have since been dismissed (*see* ECF No. 125, ECF No. 90, respectively), leaving Interstate's counterclaim for conversion and civil theft (ECF No. 63) as the lone remaining claim in this action.
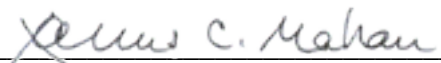
Pursuant to 28 U.S.C. § 1367(c) a district court "may decline to exercise supplemental jurisdiction over a claim…if…the district court has dismissed all claims over which it has original jurisdiction."

James C. Mahan
U.S. District Judge

1   Given that all federal claims in this action have now been dismissed, the court hereby

2 declines to exercise supplemental jurisdiction over Interstate's state-based counterclaim[1]and

3 therefore DISMISSES this action.

4   Accordingly, the clerk of the court is hereby instructed to CLOSE THIS CASE. All

5 pending motions are DISMISSED as moot.

6   IT IS SO ORDERED.

7   DATED August 10, 2022.

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UNITED STATES DISTRICT JUDGE

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[1] The court also notes that it does not have original jurisdiction over the counterclaim since Interstate asserts only an estimated loss of $7,014.36 for the parts and accessories allegedly stolen by LeBarron. (*See* ECF No. 63 at 2, ¶ 7). This amount in controversy does not exceed the jurisdictional threshold as required by 28 U.S.C. § 1332.

James C. Mahan
U.S. District Judge